

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
Richmond Division

NORMAN ABBOTT,  
DINAH ABBOTT,

Plaintiffs,

v.

Civil Action No. 3:08cv665

SUNTRUST MORTGAGE, INC.,

Defendants.

**SUNTRUST MORTGAGE, INC.'S MOTION TO STRIKE FILINGS OF PLAINTIFFS  
AFTER ENTRY OF ORDER PROHIBITING FURTHER ACTIVITY AND FOR  
ATTORNEYS' FEES PURSUANT TO 28 U.S.C. § 1927**

COMES NOW, Defendant SunTrust Mortgage, Inc. ("SunTrust"), by counsel, and moves the Court to strike all filings of the Plaintiffs after entry herein of the Order dated December 12, 2008, and for an award of attorneys fees pursuant to 28 U.S.C. § 1927. The grounds for SunTrust requesting this relief is set forth in a contemporaneously filed Memorandum in Support of the Motion to Strike.

WHEREFORE, SunTrust Mortgage, Inc. requests that the Court enter an Order that: (1) strikes from the record of this case all filings of the Plaintiffs after December 12, 2008 and prior to entry of an Order ruling upon SunTrust's Motion to Dismiss; (2) directs the Clerk to undertake appropriate activity to remove the documents from the record; (3) awards to SunTrust the attorneys fees that it has incurred in preparing the Motion for Leave and this Motion, and in reviewing the filings of the Plaintiffs in violation of the December 12, 2008 Order of the Court; and grants to SunTrust any further relief that the Court may deem appropriate.

**Exhibit 1**

Respectfully submitted,

SUNTRUST MORTGAGE, INC.

By Counsel

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Counsel for SunTrust Mortgage, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that on the 6th day of January, 2009, a copy of the foregoing was served  
via first class mail on the following:

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